

IN THE HIGH COURT OF JUDICATURE, AT BILASPUR.

MISC. APPEAL NO. 759/2003 Division Bench

APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLE ACT

(Against the award dt. 14.5.2003 passed by Motor Accident claims Tribunal, Rajnandgaon, in Motor Accident Claim case No. 184/99.

- Appellants**
1. Nathia Bai Yadav, aged about 39 yrs.
 2. Kirti Yadav, aged about 23 yrs.
 3. Ku. Meena Yadav, aged about 21 yrs.
 4. Khilawan Yadav, aged about 19 yrs.
 5. Ku. Laxmi Yadav, aged about 16 yrs.
 6. Umesh Kumar Yadav, aged about 13 yrs.
- (Appellant No.1 Widow, and Appellants No.2 to 6 Sons & daughters of Late Shri Bhuneswar Thethwar Yadav, Appellants No.5 & 6 minor, through guardian/mother Smt. Nathia Bai Yadav / Appellant No.1) All resident of Chaukhadipara, Rajnandgaon, Distt: Rajnandgaon (C.G.)
- Versus**

- Respondents/ Non-Applicants**
- 1) Kisu @ Kishanlal, S/o. Bhagulal Yadav, aged about 27 yrs., Bus Driver, R/o. Umarwahi, Thana - Dongargarh, At present R/o. Balod Road, Mathpara, Rajnandgaon, Tah & Dist. Rajnandgaon (C.G.).
 - 2) M/s. Rajnandgaon Roadlines, Civil Lines, Raipur (C.G.) through owner/proprietor Bus No. MP-23-D-2934, Raipur (C.G.).
 - 3) New India Insurance Company Limited, RDA Building, Bajrang Market, Raipur (C.G.).
- (Renewal of Policy No. 31/08592 dt. 25.9.98 to 24.9.99).

Amount claimed - Rs. 12,74,000/-
Amount Awarded - Rs. 1,91,100/
Claimed in Appeal - Rs. 10,82,900/-

The Appellants, named above, beg to submit as under:-

FACTS

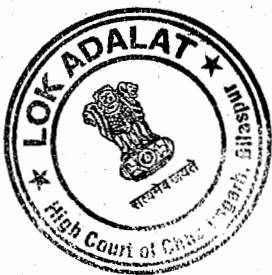
1. That, the Appellants filed a claim against the respondents for compensation for the death of Shri Bhuneswar who was the husband of appellant no.1 and the father of the Appellants

P. R. No. 1458103
Presented by Shri. B. P. Gaur
dated 08.06.03



CANCELLED

3



LOK ADALAT

Chhattisgarh High Court Campus, Bilaspur

Case No. M.A. 759 of 2003

Appellant/s

Nathia Bai Yadav and others.

Versus

Respondent/s

Kisu @ Kishanlal and others.

Appellant with / by Shri B. P. Gupta. Advocate

Respondent with / by Shri K. L. Daswani, D.M. Advocate
No. 3
with Shri Anand Gupta, Advocate

AWARD

(Passed on 03/03/2007)

Parties file a compromise petition. The terms are just. We hereby record the compromise and pass an award in terms of compromise, and order that appellant / respondent^{No. 3} shall pay to respondent / appellant^{an additional} a sum of Rs. 35,000/- /-by way of compensation together with interest @ (Rupees Thirty five thousand only) % per annum from to within a period of two months from today,

Sd/-
(Justice Dharendra Mishra)
Member
Lok Adalat High Court
Bilaspur (C.G.)

Sd/-
Member - Lok Adalat
High Court of Chhattisgarh
Bilaspur

M.A. No. 759/2003

(2)

3-3-2007

Parties through their respective counsel.

Settlement arrived at as per agreement.

Award passed and signed.

Sd/-
(Justice Dhirendra Mishra)
Member
Lok Adalat High Court
Bilaspur (C.G.)

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur